

A RESOLUTION

AUTHORIZING THE FILING OF AN AMENDED APPLICATION WITH THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, FOR A GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED FOR PROJECT TX-03-0063.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects; and

WHEREAS, the contract for financial assistance will impose certain obligations upon the Metropolitan Transit Authority, including the provision by it of the local share of project costs; and

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the Metropolitan Transit Authority give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Metropolitan Transit Authority that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures have been established to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services; and

WHEREAS, the Metropolitan Transit Authority has submitted a grant application to UMTA for Preliminary Engineering on the Southwest/Westpark rail rapid transit project (Board Resolution No. 80-117); and

WHEREAS, the required public hearings were held for the grant application and Draft Environmental Impact Statement (DEIS); and

WHEREAS, the Urban Mass Transportation Administration has reviewed the grant application, DEIS, and other relevant Alternatives Analysis materials and has decided that of the alternatives studied the busway and rapid rail fixed guideway options warrant more detailed engineering assessment.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The Executive Director is hereby authorized to execute and file an amended application on behalf of the Metropolitan Transit Authority of Harris County, Texas, with the U.S. Department of Transportation and the State Department of Highways and Public Transportation, to aid in the financing of Preliminary Engineering and comparative mode analysis for the Southwest/Westpark Rapid Rail and Busway alternatives.

Section 2: The Executive Director is authorized to request from the U.S. Department of Transportation a Letter-of-No-Prejudice to cover project costs incurred by the Metropolitan Transit Authority above and beyond the initial budget allocation.

Section 3: The Executive Director is authorized to execute and file with such application an assurance or any other document required by the U.S. Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964.

Section 4: The Executive Director, is hereby authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application or the Project.

Section 5: The Director of Affirmative Action is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

Section 6: The Executive Director, is hereby authorized to execute and the Assistant Secretary to attest to any contracts for financial assistance which will result from approval of this application.

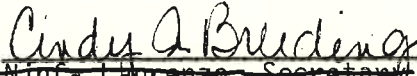
Section 7: This Resolution be effective immediately upon its passage.

PASSED this 15th day of January, 1981.


APPROVED this 15th day of January, 1981.

ATTEST:


Dan C. Arnold, Chairman of the Board


~~Ninfa Laurenzo, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:


Walter J. Addison, Executive Director

APPROVED AS TO FORM:


Legal Counsel

A RESOLUTION

AUTHORIZING APPROVAL AND EXECUTION BY THE EXECUTIVE DIRECTOR OF AN EARNEST MONEY CONTRACT PURCHASE AGREEMENT FOR THE SOUTHWEST/WESTWOOD CORRIDOR PARK & RIDE SITE WITH THE BERG COMPANIES.

WHEREAS, Metro advertised for proposals for park & ride facilities, including the Southwest/Westwood Corridor Park & Ride site, on July 14th, 1980; and

WHEREAS, The Berg Companies submitted the most advantageous proposal for the Southwest/Westwood Park & Ride site; and

WHEREAS, the Metro staff pursuant to the terms of the request for proposals, has negotiated an Earnest Money Contract Purchase Agreement in the form attached hereto with The Berg Companies; and

WHEREAS, Metro has met the notice and posting requirements of its statutory and Board approved procedures.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The Earnest Money Contract Purchase Agreement by and between the Metropolitan Transit Authority and The Berg Companies in the form attached hereto be approved.

Section 2: Funds are available under Line Item 9030.00 Park & Ride Facilities, in the Metro FY 1981 capital budget to cover the maximum amount payable of \$3,979,259.00 under such Earnest Money Contract Purchase Agreement, and \$3,979,259.00 is hereby allocated from such funds for the purchase of the Subject Property under such Earnest Money Contract Purchase Agreement.

Section 3: The Executive Director be authorized to execute, and the Assistant Secretary to attest to, the attached Earnest Money Contract Purchase Agreement.

Section 4: The Executive Director be authorized to take all necessary action on behalf of Metro to close without further Board action upon his satisfaction that the terms and conditions of the Earnest Money Contract Purchase Agreement have been met.

Section 5: The maximum amount payable by the Metropolitan Transit Authority under the attached Earnest Money Contract Purchase Agreement is \$3,979,259.00, and incidental costs of closing as provided therein.

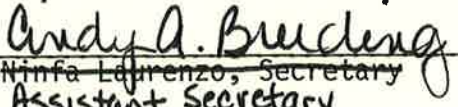
Section 6: This resolution shall be effective immediately upon its passage.

PASSED this 15th day of January, 1981.

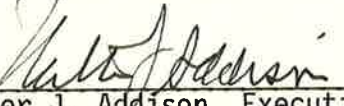
APPROVED this 15th day of January, 1981.

ATTEST:



Daniel C. Arnold, Chairman of the Board


~~Ninfa Lorenzo, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:


Walter J. Addison, Executive
Director

APPROVED AS GO FORM:


Legal Counsel

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Section 4: The Executive Director is hereby authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application or the Project.

Section 5: The Director of Affirmative Action is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.

Section 6: The Executive Director is hereby authorized to execute and the Assistant Secretary to attest to any contracts for financial assistance which will result from approval of this application.

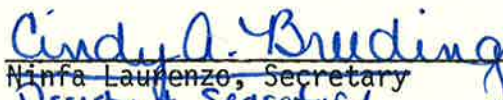
Section 7: This Resolution be effective immediately upon its passage.

PASSED this 15th day of January, 1981.
APPROVED this 15th day of January, 1981.

ATTEST:




Dan C. Arnold, Chairman of the Board



Ninfa Laupenzo, Secretary
Assistant Secretary

APPROVED AS TO SUBSTANCE:



Walter J. Addison, Executive Director

APPROVED AS TO FORM:



Legal Counsel

A RESOLUTION

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WHEREAS, Metro advertised for proposals for a park & ride facility for the Southwest/Westwood Corridor Park & Ride site on

WHEREAS, The Berg Companies submitted the most advantageous proposal for the Southwest/Westwood Park & Ride site; and

WHEREAS, the Metro staff pursuant to the terms of the request for proposals, has negotiated an Earnest Money Contract Purchase Agreement in the form attached hereto with The Berg Companies; and

WHEREAS, Metro has met the notice and posting requirements of its statutory and Board approved procedures.

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Section 3: The Executive Director be authorized to execute, and the Assistant Secretary to attest to, the attached Earnest Money Contract Purchase Agreement.

Section 4: The Executive Director be authorized to take all necessary action on behalf of Metro to close without further Board action upon his satisfaction that the terms and conditions of the Earnest Money Contract Purchase Agreement have been met.

Section 5: The maximum amount payable by the Metropolitan Transit Authority under the attached Earnest Money Contract Purchase Agreement is \$3,979,259.00, and incidental costs of closing as provided therein.

Section 6: This resolution shall be effective immediately upon its passage.

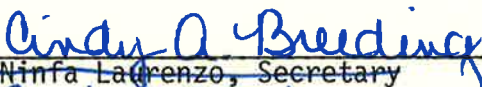
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APPROVED this 15th day of January, 1981.

ATTEST:




Daniel C. Arnold, Chairman of the Board



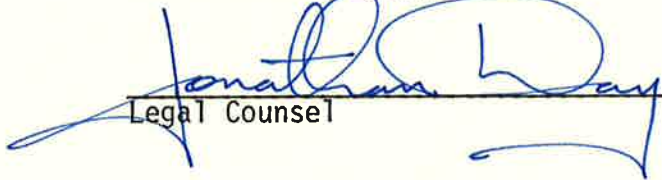
~~Ninfa LaGrenzo, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:



Walter J. Addison, Executive
Director

APPROVED AS TO FORM:



Legal Counsel

A RESOLUTION

AUTHORIZING THE CHAIRMAN OF THE BOARD TO NEGOTIATE AND EXECUTE AN AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH WALTER J. ADDISON.

WHEREAS, the Metropolitan Transit Authority and Walter J. Addison entered into an Employment Agreement effective October 23, 1979; and

WHEREAS, no compensation review has occurred since initiation of employment.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The Chairman of the Board be authorized to negotiate and execute and the Secretary to attest to an amendment to the Employment Agreement with Walter J. Addison, to be effective January 1, 1981.

Section 2: Compensation to be increased a maximum of \$7,500.000 annually.

Section 3: This resolution shall be effective immediately upon its passage.

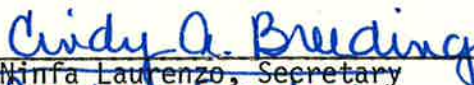
PASSED this 15th day of January, 1981.

APPROVED this 15th day of January, 1981.



Daniel C. Arnold, Chairman of the Board.

ATTEST:



~~Ninfa Laurenzo, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:



Walter J. Addison, Executive Director

APPROVED AS TO FORM:



Jonathan Day, Legal Counsel

A RESOLUTION

AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR GENERAL CONSULTANT SERVICES BETWEEN THE METROPOLITAN TRANSIT AUTHORITY AND HOUSTON TRANSIT CONSULTANTS AND AUTHORIZING THE ISSUANCE OF NOTICES TO PROCEED UNDER THE AGREEMENT.

WHEREAS, the establishment of a General Consultant to the Metropolitan Transit Authority will provide necessary professional, technical, management and administrative support services to the Metropolitan Transit Authority; and

WHEREAS, the MTA issued a request for qualifications and received letters of interest and statements of qualifications from firms, for providing general consultant services to the MTA. The MTA evaluated and selected qualified teams who presented proposals and made presentations to the MTA for providing such services; and

WHEREAS, by Resolution no. 80-106, dated July 31, 1980, the MTA Board of Directors both approved the ranking of such firms according to their qualifications and authorized the Executive Director to negotiate an agreement ("Agreement") for general consultant services in accordance with such approved ranking; and

WHEREAS, Houston Transit Consultants was ranked by the MTA as the best qualified team to perform the general consultant services for the MTA; and

WHEREAS, negotiation for an Agreement for the general consulting services have been conducted with Houston Transit Consultants and are now complete; and

WHEREAS, it is anticipated that major portions of the work to be performed by Houston Transit Consultants under the proposed Agreement for general consulting services shall be funded in part through grants from the Urban Mass Transportation Administration ("UMTA") of the U. S. Department of Transportation; and

WHEREAS, a revised Application for Grant of financial assistance has been submitted to U. S. UMTA for Preliminary Engineering on the Southwest/Westpark Corridor Project; and

WHEREAS, approval of said revised application for grant is anticipated in the near future; and

WHEREAS, federal funding of the proposed Agreement for general consulting services shall be subject to the extent that federal funds are involved, to the review and approval by UMTA of such Agreement; and

WHEREAS, it is expedient for the MTA that Houston Transit Consultants should commence performance under the Agreement prior to receipt by the MTA of written approvals from UMTA to the Agreement and the Application for Grant for Preliminary Engineering on the Southwest/Westpark Corridor Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The Executive Director be authorized to execute and the Assistant Secretary to attest to an Agreement with Houston Transit Consultants for general consultant services.

Section 2: The Agreement with Houston Transit Consultants be subject to the yearly review and approval by the MTA Board of Directors of both annual incremental Work Programs covering the proposed work to commence in an ensuing fiscal year and annual statements of Estimated Cost of the Incremental Work Program for such ensuing fiscal year.

Section 3: A First Incremental Work Program for work to be commenced under the Agreement through September 30, 1981 be attached to an incorporated by reference into the Agreement for which total cost limitation plus fixed fee shall not exceed Fourteen Million Five Hundred Thirty-Five Thousand and No/100 Dollar^s (\$14,535,000.00).

Section 4: The Executive Director be authorized to execute the Agreement prior to receipt of UMTA approval of said Agreement.

Section 5: The Executive Director be authorized to issue, by written notice to Houston Transit Consultants, authorization to proceed with the services to be performed under the Agreement. The Executive Director be further authorized to issue, by written notice to Houston Transit Consultants, authorization to proceed with the services for Preliminary Engineering of the Southwest/Westpark Corridor Project prior to UMTA approval of the grant contract and associated federal funding for said Project.


Section 6: This resolution shall be effective immediately upon its passage.

PASSED this 28th day of January, 1981.

APPROVED this 28th day of January, 1981.

ATTEST:


Assistant Secretary


Daniel C. Arnold, Chairman of the Board

APPROVED AS TO SUBSTANCE:


Walter J. Addison
Executive Director

APPROVED AS TO FORM:


Jonathan Day, Legal Counsel

A RESOLUTION

AUTHORIZING THE EXECUTION OF A THIRD AMENDATORY AGREEMENT WITH BERNARD JOHNSON, INC., FOR A & E SERVICES FOR THE KASHMERE BUS MAINTENANCE FACILITY PROJECT.

WHEREAS, in December, 1977, the City of Houston entered into an agreement with Bernard Johnson Incorporated for professional services in connection with the design and engineering of the Kashmere Maintenance Facility; and

WHEREAS, pursuant to the terms of the Purchase Agreement between the City of Houston and the Metropolitan Transit Authority, dated December 29, 1978, the MTA assumed responsibility for this agreement; and

WHEREAS, the MTA entered into an Amendatory Agreement with Bernard Johnson Incorporated in connection with the final design of Kashmere Maintenance Facility on January 17, 1979; and

WHEREAS, the MTA entered into a Second Amendatory Agreement with Bernard Johnson Incorporated for additional services in connection with the construction of the Kashmere Maintenance Facility on January 23, 1980; and

WHEREAS, services involving effort not anticipated under the original scope of work, additional engineering effort in support of construction, redesign of certain maintenance and administrative spaces, and preparation of record drawings upon completion of construction are now considered necessary.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The Executive Director be authorized to execute and the Assistant Secretary to attest to a Third Amendatory Agreement with Bernard Johnson Incorporated for additional A & E services for the Kashmere Maintenance Facility.

Section 2: Contract amount shall be increased by \$458,874. Total contract amount shall not exceed \$1,791,950.

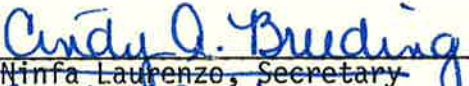
Section 3: This resolution shall be effective immediately upon its passage.

PASSED this 28th day of January, 1981.

APPROVED this 28th day of January, 1981.


Daniel C. Arnold, Chairman of the Board

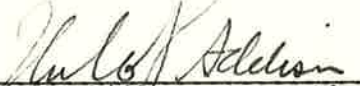
ATTEST:


~~Ninfa Laurenzo, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:


Jonathan Day, Legal Counsel

APPROVED AS TO FORM:


Walter J. Addison, Executive
Director

A RESOLUTION

AUTHORIZING THE EXECUTION OF CHANGE ORDER NUMBER SIX (6) TO THE AGREEMENT WITH SKRLA, INC., FOR SITE IMPROVEMENTS FOR THE POLK STREET MAINTENANCE FACILITY.

WHEREAS, on April 7, 1980, the Metropolitan Transit Authority entered an agreement with SKRLA, Inc., for "Site Improvements at the Polk Street Maintenance Facility"; and

WHEREAS, additional work is now required due to revisions to certain sheet pile walls.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The Executive Director be authorized to execute Change Order Number Six (6) to the agreement with SKRLA, Inc., for Polk Street Facility site improvements.

Section 2: Amount of this change order is \$385,000.00 increasing the total package to \$1,992,293.06.

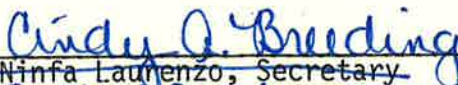
Section 3: This resolution shall be effective immediately upon its passage.

PASSED this 28th day of January, 1981.

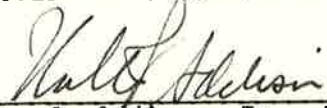
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ATTEST:

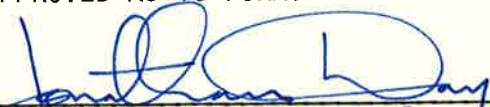

Daniel C. Arnold, Chairman of the Board


~~Ninfa Launzeno, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:


Walter J. Addison, Executive Director

APPROVED AS TO FORM:


Jonathan Day, Legal Counsel

A RESOLUTION

AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE AGREEMENTS BETWEEN THE METROPOLITAN TRANSIT AUTHORITY AND PRIVATE PROPERTY OWNERS AS NECESSARY TO OBTAIN PERMISSION TO INSTALL AND MAINTAIN TRANSIT SHELTERS AND/OR BENCHES ON PRIVATE PROPERTY AT SELECTED SITES.

WHEREAS, often public right-of-way at proposed shelter or bench locations is limited and it is preferable to place the transit shelters or benches on the adjacent private property where there is more available space for installation; and

WHEREAS, a number of prospective shelter and bench sites to be located on private property have been identified and the obtainment of permission to place the shelters and benches on private property is actively being pursued.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

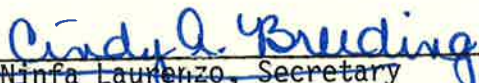
Section 1: The Executive Director be authorized to execute agreements between the Metropolitan Transit Authority and the private property owners as necessary to obtain permission to install and maintain transit shelters and/or benches on private property.

Section 2: This resolution shall be effective immediately upon its passage.

PASSED this 28th day of January, 1981.

ATTEST:

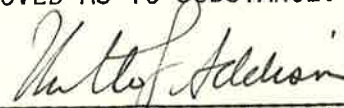
APPROVED this 28th day of January, 1981.


~~Ninfa Laurenzo, Secretary~~
Assistant Secretary


Daniel C. Arnold, Chairman of the Board

APPROVED AS TO SUBSTANCE:

APPROVED AS TO FORM:


Walter J. Addison, Executive Director


Jonathan Day, Legal Counsel

A RESOLUTION

AUTHORIZING THE LEASE OF OFFICE SPACE AND SUBSEQUENT MOVEMENT OF THE METRO SECURITY DEPARTMENT.

WHEREAS, the space available in the Hogg Building is inadequate to meet the department's expansion and operational needs; and

WHEREAS, adequate office space for both expansion and operations is available at the Houston Office Center, 6001 Gulf Freeway, Houston, Texas; and

WHEREAS, such a relocation would result in a lease savings per square foot of use to the authority and department.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE METROPOLITAN TRANSIT AUTHORITY THAT:

Section 1: The METRO Security Department is authorized to relocate its offices and operations from the Hogg Building.

Section 2: A lease for building C-5 at the Houston Office Center is approved for the Security Department's relocation.

Section 3: Such lease shall become a part of existing leases with the Houston Office Center.

Section 4: This resolution shall be effective immediately upon passage.

PASSED this 28th day of January, 1981

APPROVED this 28th day of January, 1981

D. Arnold
Daniel C. Arnold, Chairman of the Board

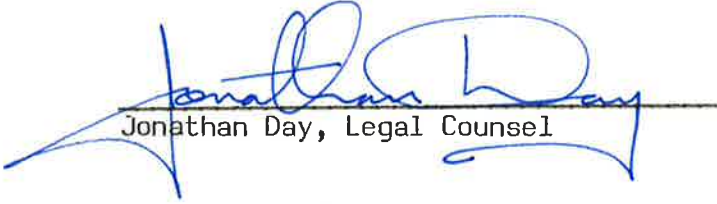
ATTEST:

Cindy A. Breeding
~~Ninfa Laurenzo, Secretary~~
Assistant Secretary

APPROVED AS TO SUBSTANCE:

Walter J. Addison
Walter J. Addison, Executive Director

APPROVED AS TO FORM:


Jonathan Day, Legal Counsel